

**THE CHARTER TOWNSHIP OF OSHTEMO**  
**Township Board Meeting**  
**June 23, 2009**

The Oshtemo Township Board public comment session was held at the Township Hall. Supervisor Heiny-Cogswell called the meeting to order at 6:00 p.m.

**PRESENT:**

Supervisor Libby Heiny-Cogswell  
Clerk Deb Everett  
Treasurer Nancy Culp  
Trustee Grace Borgfjord  
Trustee Dave Bushouse  
Trustee James Grace  
Trustee Scott McCormick

Also present was Township Attorney James Porter, Township Engineer Marc Elliott, Senior Planner Mary Lynn Bugge and 1 interested person.

There was no public comment.

**LaSalle Drainage District** – Supervisor Heiny-Cogswell presented information from the Kalamazoo County Drain Commissioner regarding establishment of an expanded assessment district for the LaSalle retention pond. Lengthy discussion ensued with Board consensus that the Drain Commissioner should hold an informational meeting for residents prior to initiation of a petition to expand the district.

**Glashower Condominium Lot Reconfiguration** – Senior Planner Mary Lynn Bugge presented a request from Willard Glashower for extension of the approval of conversion of duplex into condominium units and lot line configuration that would be the applicant's and adjacent property at 6125/6127 Fairgrove into compliance with side set back requirements granted by the Township Board on July 10, 2007. She noted a one year extension was granted July 8, 2008 but the necessary transactions had not been able to be completed due to requirements of one of the parties financial institution. Ms. Bugge advised this matter had been settled and Mr. Glashower was now requesting a four month extension to finalize the necessary documents.

Motion by James Grace, second by Culp to grant a one year approval of the extension granted on July 8, 2008. Carried.

The work session was adjourned at approximately 6:55 p.m.

Supervisor Heiny-Cogswell called the regular meeting to order at 7:00 p.m.

**PRESENT:**

Supervisor Libby Heiny-Cogswell  
Clerk Deb Everett  
Treasurer Nancy Culp  
Trustee Grace Borgfjord  
Trustee Dave Bushouse  
Trustee James Grace  
Trustee Scott McCormick

Also present was Township Attorney James Porter, Township Engineer Marc Elliott, Assessor Cathy Harrell, and 5 interested people.

Clerk Everett noted the June 9<sup>th</sup> minutes should be corrected to indicate Second Reading on the various text amendments. Motion by Culp, second by James Grace to approve the June 9<sup>th</sup> regular meeting minutes as corrected and June 11<sup>th</sup> special meeting minutes as presented. Carried.

Income to the General and Fire Funds of \$4,912.49 and disbursements of \$234,330.09 were reported. Motion by James Grace, second by Borgfjord to accept the receipts and disbursements report. Carried.

### **CITIZENS COMMENTS**

Margaret Masuzawa, 331 West Ridge Circle, thanked the Board and Attorney on their efforts in obtaining the recent temporary injunction for the truck route issue. She also advised the residents of Country Club Village were experiencing noise and trespassing from the Copper Beech complex and requested steps be taken to address the issues. Trustee James Grace advised he had contacted the Kalamazoo County Sheriff's Department and will be following up with them. He also commented he recalled during the site plan approval process, the developer of the project stating they would put up a fence between the complex and the neighborhood if needed.

Stan Rakowski, 7151 West G Avenue, commented he had witnessed the trespassing issue when visiting residents in Country Club Village. He also expressed appreciation to the Board members and citizens who attended the recent court hearing regarding the truck route issue.

### **LASALLE DRAINAGE DISTRICT**

As discussed at the earlier board session, consensus was the Drain Commissioner should hold an informational meeting for residents prior to initiation of a petition to expand the district.

### **SOUTH 6<sup>TH</sup> STREET SEWER PROJECT**

Supervisor Heiny-Cogswell presented a draft agreement for the installation of sewer in South 6<sup>th</sup> Street to be completed in conjunction with the Kalamazoo County Road Commission's road project. The estimated cost of the project is \$112,897 plus the Kalamazoo County Road Commission administrative fee of \$1,174.78.

Motion by James Grace, second by Borgfjord to approve the contract as presented. Carried.

### **ADMINISTRATION FEE – WINTER TAX BILLS**

Supervisor Heiny-Cogswell advised approval of a 1% administrative fee on the 2009 winter tax bills at the June 9<sup>th</sup> meeting requires adoption by resolution.

Motion by James Grace, second by Borgfjord to adopt a resolution to add a 1% administrative fee to the 2009 winter tax bills. Roll call showed McCormick-yes, Bushouse-yes, Everett-yes, Culp-no, Borgfjord-yes, James Grace-yes, Heiny-Cogswell-yes.

### **OTHER BUSINESS**

Supervisor Heiny-Cogswell advised bids from the Kalamazoo County Road Commission for work on Quail Run and South 8<sup>th</sup> Street came in under bid. She recommended the Road Committee review other possible projects that could be accomplished this year.

Supervisor Heiny-Cogswell distributed the Kalamazoo County Sheriff's Department activity report for May. Trustee James Grace commented he would like to see the number of assists provided to the Township as part of the report.

Trustee Borgfjord advised Cool Beans has chosen not to continue operation of the concession stand at Flesher Field; the opportunity remains open to any interested parties.

### **CLOSED SESSION**

Attorney Porter recommended the Board adjourn to closed session to discuss pending litigation against the Kalamazoo County Road Commission and to do so in an open meeting would have detrimental financial effect upon the Township's position and could disclose matters protected by attorney-client privilege.

Motion by James Grace, second by Culp to adjourn to closed session. Roll call showed James Grace-yes, Borgfjord-yes, Culp-yes, Everett-yes, Bushouse-yes, McCormick-yes, Heiny-Cogswell-yes.

The Board adjourned to closed session at approximately 7:25 p.m.

Motion by Borgfjord, second by James Grace to return to open session at approximately 7:40 p.m. Carried.

Motion by Everett, second by Borgfjord to direct the Supervisor and Township Attorney to proceed as discussed in closed session. Carried.

**BOARD MEMBER COMMENTS**

Supervisor Heiny-Cogswell reminded all of the DDA dedication at the Oshtemo Community Center on June 24<sup>th</sup> at 11:45.

There was no further business and the meeting was adjourned at approximately 7:45 p.m.

**DEBORAH L. EVERETT**  
Township Clerk

**Attested: LIBBY HEINY-COSGWELL**  
Supervisor